

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

E-FILING

SAN JOSE DIVISION

FILED

AUG 27 2008

THE UNITED STATES OF AMERICA

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

vs.

JOSE NIXON CASTILLO-CARRANZA

INDICTMENT

COUNT ONE: 8 U.S.C. Section 1326 - Illegal Re-Entry Following Deportation

A true bill.

*Patricia V. Jumbell*  
Foreperson

103  
JW  
Filed in open court this 27 day of August

A.D. 2008

*Patricia V. Jumbell*  
UNITED STATES MAGISTRATE JUDGE

Bail. \$ No Bail bench warrant

JOSEPH P. RUSSONIELLO (CSBN 44332)  
United States Attorney

**FILED**

AUG 27 2008

**E-FILING**

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

**JF**

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE NIXON CASTILLO-CARRANZA,

Defendant.

**CR - 08 00580**

VIOLATION: 8 U.S.C. § 1326 –  
Illegal Re-Entry Following Deportation

SAN JOSE VENUE

INDICTMENT

The Grand Jury charges:

On or about January 30, 2008 the defendant

JOSE NIXON CASTILLO-CARRANZA,

an alien, previously having been arrested and deported from the United States on or about  
October 10, 2001 and May 5, 2004, was found in the Northern District of California, the Attorney  
General of the United States and the Secretary for Homeland Security not having expressly

//

//

//

INDICTMENT

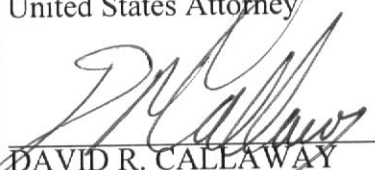
1 consented to a re-application by the defendant for admission into the United States, in violation  
2 of Title 8, United States Code, Section 1326.  
3  
4

5 DATED: 8/27/08

A TRUE BILL.

6   
7 FOREPERSON

8 JOSEPH P. RUSSONIELLO  
9 United States Attorney

10   
11 DAVID R. CALLEWAY  
12 Deputy Chief, San Jose Branch Office

13   
14 (Approved as to form: AUSA JEFFREY B. SCHENK)  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

INDICTMENT

# DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT  
☐ SUPERSEDING

## OFFENSE CHARGED

COUNT ONE: 8 U.S.C. § 1326 - Illegal  
Re-Entry Following Deportation

☐ Petty  
☐ Minor  
☐ Misdemeanor  
☒ Felony

## PENALTY:

20 years imprisonment  
\$250,000 fine  
3 years supervised release  
\$100 special assessment

**E-FILING**

## PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)  
S/A TIMOTHY F. PURDY - ICE

☐ person is awaiting trial in another Federal or State  
Court, give name of court

☐ this person/proceeding is transferred from another  
district per (circle one) FRCrP 20, 21 or 40. Show  
District

☐ this is a reprosecution of  
charges previously dismissed  
which were dismissed on  
motion of:

☐ U.S. Att'y ☐ Defense

☐ this prosecution relates to a  
pending case involving this same  
defendant

☐ prior proceedings or appearance(s)  
before U.S. Magistrate regarding  
this defendant were recorded under

SHOW  
DOCKET NO.

MAGISTRATE  
CASE NO.

Name and Office of Person  
Furnishing Information on  
THIS FORM

JOSEPH P. RUSSONIELLO

☒ U.S. Att'y ☐ Other U.S. Agency

Name of Asst. U.S. Att'y  
(if assigned)

JEFFREY B. SCHENK

Name of District Court, and/or Judge/Magistrate Location  
NORTHERN DISTRICT OF CALIFORNIA

**CR-08 00580**

JOSE NIXON CASTILLO-CARRANZA

DISTRICT COURT NUMBER

**FILED**

AUG 27 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

## IS NOT IN CUSTODY

1) ☐ Has not been arrested, pending outcome this proceeding.  
☐ If not detained give date any prior summons  
was served on above charges

2) ☐ Is a Fugitive

3) ☐ Is on Bail or Release from (show District)

Northern District of California

## IS IN CUSTODY

4) ☐ On this charge

5) ☒ On another conviction

6) ☐ Awaiting trial on other  
charges

☐ Fed'l ☒ State

If answer to (6) is "Yes", show name of institution

Has detainer  
been filed? ☐ Yes ☐ No

If "Yes"  
give date  
filed

DATE OF  
ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

Month/Day/Year

DATE TRANSFERRED  
TO U.S. CUSTODY

☐ This report amends AO 257 previously submitted

## ADDITIONAL INFORMATION OR COMMENTS

### PROCESS:

☐ SUMMONS ☐ NO PROCESS\*

☒ WARRANT Bail Amount: \_\_\_\_\_

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address: \_\_\_\_\_

\*Where defendant previously apprehended on complaint, no new summons  
or warrant needed, since Magistrate has scheduled arraignment

Date/Time: \_\_\_\_\_

Before Judge: \_\_\_\_\_

Comments: \_\_\_\_\_